IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.S.RADHAKRISHNAN
&
THE HONOURABLE MR. JUSTICE T.R.RAMACHANDRAN NAIR

MONDAY, THE 12TH NOVEMBER 2007 / 21ST KARTHIKA 1929

MACA.No. 2015 of 2007()

OPMV.2014/2002 of MOTOR ACCIDENT CLAIMS TRIBUNAL, PERUMBAVOOR
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APPELLANT/PETITIONER:-

C.O.ELDHOSE, @ ELDHOSE BABY,AGED 24 YRS,
S/O. OUSEPH, CHIRANGARA HOUSE, CHUNDAKUZHI P.O.,
MUDAKUZHA KARA, VENGOOR WEST VILLAGE,
KUNNATHUNADU TALUK.

BY ADV. SRI.K.SUNILKUMAR

RESPONDENTS: RESPONDENTS:-
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1. PAILEE @ PAVIANOSE, S/O. CHAKKAPPAN,
AGED 34 YEARS, MALEKUDY HOUSE, ELAMBAKAPPILLY
KARA, AIMURY P.O., KUNNATHUNADU.

2. TOMY JAMES,
NIRAPPATH HOUSE, KADALIKKADU P.O., THODUPUZHA.

3. NATIONAL INSURANCE COMPANY LTD.,
KOLENCHERY BRANCH, MEDICAL MISSION JN.,
KOLENCHERY P.O.

BY

THIS MOTOR ACCIDENT CLAIMS APPEAL HAVING COME UP FOR ADMISSION ON 12/11/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

K.S.RADHAKRISHNAN
&
T.R.RAMACHANDRAN NAIR, JJ.

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MACA.No.2015 of 2007.
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Dated this the 12th day of November, 2007.

J U D G M E N T

This appeal has been filed against the Award passed in OP(MV). No.2014/2002 of the MACT, Perumbavoor. The question arises for consideration is whether the Award passed by the Tribunal is just and proper. The appellant was 19 years old at the time of occurrence of accident. It is stated by the Tribunal that his monthly income was fixed as Rs.2,000/-. Towards pain and sufferings Rs.20,000/-, Rs.15,000/- towards loss of amenities and Rs.5,000/- towards attendance charges was awarded. Thus a total amount of Rs.89,510/- has been awarded by the Tribunal. No document was produced and no evidence was adduced on the side of the claimant. Therefore, the amount awarded by the Tribunal is just and proper. There is no merit in the appeal and the same is dismissed.

K.S.Radhakrishnan, Judge.

T.R.Ramachandran Nair, Judge.

Kvs/-